

# United States District Court

EASTERN DISTRICT OF TEXAS  
SHERMAN DIVISION

SECURITIES AND EXCHANGE  
COMMISSION

V.

MARK DAVID SHAPIRO, ET AL.

§  
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§  
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§

Civil Action No. 4:05cv364  
(Judge Schneider/Judge Bush )

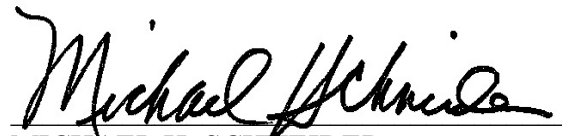
## MEMORANDUM ADOPTING REPORT AND RECOMMENDATION OF UNITED STATES MAGISTRATE JUDGE

Came on for consideration the Report of the United States Magistrate Judge in this action, this matter having been heretofore referred to the United States Magistrate Judge pursuant to 28 U.S.C. § 636. On March 14, 2007, the Report of the Magistrate Judge was entered containing proposed findings of fact and recommendations that Defendants' Motions to Dismiss be denied.

The court, having made a *de novo* review of the objections raised by Defendants thereto, is of the opinion that the findings and conclusions of the Magistrate Judge are correct, and the objections of Defendants are without merit. Therefore, the court hereby adopts the findings and conclusions of the Magistrate Judge as the findings and conclusions of this court. It is, therefore,

**ORDERED, ADJUDGED and DECREED** that Defendants Motions to Dismiss are  
DENIED.

**SIGNED** this 29th day of March, 2007.

A handwritten signature in black ink, reading "Michael H. Schneider". The signature is written in a cursive, flowing style. The first name "Michael" is written in a larger, more prominent script, and "H. Schneider" follows in a similar but slightly smaller script. The signature is positioned above a horizontal line.

MICHAEL H. SCHNEIDER  
UNITED STATES DISTRICT JUDGE